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Rosalind Alexander-Kasparik

UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF NEW YORK

In Re:

RESIDENTIAL CAPITAL, LLC, et al.,

Debtor.

Case No. 12-12020 (MG)

Chapter 11

Jointly Administered

**CLAIMANT ROSALIND ALEXANDER-KASPAIK'S RENEWED MOTION FOR
ORDER EXTENDING TIME TO FILE NOTICE OF APPEAL AFTER ORDER
(DOCKET# 9865) ON RESCAP BORROWER CLAIMS TRUST'S OBJECTION TO
PROOF OF CLAIM NO. 3695**

INTRODUCTION

Creditor/claimant, Rosalind Alexander-Kaspai ("Alexander" or "Claimant") hereby submits this motion requesting additional time to file Notice of Appeal, pursuant to Rule 8002(d)(1) of the Federal Rules of Bankruptcy Procedure, following the issuance of Memorandum of Opinion and Order Sustaining Objection and Expunging Claim of Rosalind

Alexander-Kasparik (Docket #9865) entered on April 26, 2016, in favor of ResCap Borrower Claims Trust's ("Borrower Trust") Objection to Proof of Claim No. 3695.

The deadline to file Notice of Appeal was already extended through June 9, 2016, by Claimant's application and Court order dated May 26, 2016 (Docket #9909).

JURISDICTION

This Court has jurisdiction over this matter pursuant to 11 U.S.C §105(a), 28 U.S.C. §157(b)(1), and 28 U.S.C. § 1334. This matter constitutes a non-core proceeding as defined by 28 U.S.C. §157(b)(2).

ARGUMENT

Claimant is seeking to appeal the Order expunging her Claim (#3695) against the Borrower Trust based on the debtor's wrongful foreclosure against her property in 2012.

Currently, the Claimant is seeking appellate counsel to file an appeal of the Order disposing of her claim, but she requires a short additional amount of time to secure representation. Accordingly Claimant seeks a reasonable extension of the 14-day deadline to file Notice of Appeal under Federal Rules of Bankruptcy Procedure, Rule 8002(d)(1). Claimant has been researching appellate counsel, but has been unable, at this point to retain an attorney to prosecute her appeal. Claimant has been engaged in discussions with appellate counsel, but has yet to retain counsel for appeal, and requires a short additional amount of time to complete this process.

WHEREFORE, the Claimant respectfully requests that the Court enter an Order extending Claimant's time to file a Notice of Appeal as provided for under Federal Rules of Bankruptcy Procedure, Rule 8002(d)(1), for 90 days or an appropriate amount of time, and such other relief as this Court deems just and proper.

Dated: June 9, 2016

Respectfully submitted,
CATE LEGAL GROUP

/s/ Allan Cate

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CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing upon counsel of record for all other parties to this action via US Mail prepaid on this 9th day of June 2016, as follows:

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/s/ Allan Cate

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